IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 18TH OCTOBER 2007 / 26TH ASWINA 1929

Bail Appl..No. 6309 of 2007()

PETITIONER

K.S.VIJAYAKUMAR,
S/O.SIVARAMA MENON, REMA NIVAS,
S.N.JUNCTION, TRIPUNITHURA.

BY ADV. SRI.M.RAMESH CHANDER
SRI. VIVEK CHANDRAN,ADV.

RESPONDENTS:

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1. STATION HOUSE OFFICER,
HILL PALACE POLICE STATION,
TRIPUNITHURA.

2. STATE OF KERALA REP.BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 18/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. No. 6309 OF 2007

Dated this the 18th day of October, 2007

ORDER

Application for anticipatory bail. The petitioner apprehends arrest on the allegation that he has committed matrimonial cruelty of the culpable variety against his wife one Prabha. The learned Public Prosecutor, on instructions, submits that no crime has been registered against the petitioner and the petitioner is not required to be arrested at all. It is true that a petition has been received; but no crime has been registered on such petition received. If it were found later that it is necessary to arrest the petitioner on any allegation of cruelty against his wife Prabha committed prior to this date, the petitioner shall be given notice and prior permission of this Court shall be taken, submits the learned

Public Prosecutor.

2. I take note of and do hereby record the submissions of the learned Public Prosecutor. I accept the submissions. The apprehension of the petitioner is, in these circumstances, found to be totally unjustified.

3. This petition is, in these circumstances, dismissed with the above observations.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge